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Attorneys for Defendants

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

ANTHONY BAFFO,

Plaintiff,

-against-

NEW YORK INSTITUTE OF
TECHNOLOGY; ROBERT RIZZUTO, in
his official and individual capacities; and
LEONARD AUBREY, in his official and
individual capacities,

Defendants.

Index No. 10-CV-01245 (LDW)(ETB)

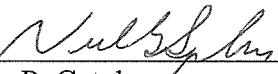
NOTICE OF MOTION

PLEASE TAKE NOTICE that, upon the accompanying affidavit of Neil G. Sparber, sworn to August 18, 2011, and the exhibits thereto, defendants' memorandum of law in support of motion for summary judgment, defendants' statement of undisputed facts pursuant to Local Civil Rule 56.1, and upon all pleadings, papers, and proceedings filed in this case, defendants New York Institute of Technology, Robert Rizzuto and Leonard Aubrey will respectfully move this Court before the Hon. Leonard D. Wexler at the U.S. Courthouse located at 944 Federal Plaza, Central Islip, New York, 11722 at a date and time to be determined by the Court, for an

Order, pursuant to Federal Rule of Civil Procedure 56, granting summary judgment in favor of defendants on the grounds that there are no issues of fact which need to be tried.

Dated: New York, New York
August 18, 2011

FULBRIGHT & JAWORSKI L.L.P.

By: 
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